

PACHULSKI STANG ZIEHL & JONES LLP
Jeffrey N. Pomerantz (admitted *pro hac vice*)
John A. Morris (admitted *pro hac vice*)
Gregory V. Demo (admitted *pro hac vice*)
Hayley R. Winograd (admitted *pro hac vice*)
10100 Santa Monica Blvd., 13th Floor
Los Angeles, CA 90067
Tel: (310) 277-6910
Fax: (310) 201-0760

WILLKIE FARR & GALLAGHER LLP
Mark T. Stancil (admitted *pro hac vice*)
Joshua S. Levy (admitted *pro hac vice*)
1875 K Street, N.W.
Washington, D.C. 20006
(202) 303-1000
mstancil@willkie.com
jlevy@willkie.com

HAYWARD PLLC
Melissa S. Hayward
Texas Bar No. 24044908
MHayward@HaywardFirm.com
Zachery Z. Annable
Texas Bar No. 24053075
ZAnnable@HaywardFirm.com
10501 N. Central Expy, Ste. 106
Dallas, Texas 75231
Tel: (972) 755-7100
Fax: (972) 755-7110

REED SMITH LLP
Omar J. Alaniz
Texas Bar No. 24040402
Lindsey L. Robin
Texas Bar No. 24091422
2850 N. Harwood St., Ste. 1500
Dallas, Texas 75201
(469) 680-4292

Counsel for Highland Capital Management, L.P., *Counsel for James P. Seery, Jr.*
and the Highland Claimant Trust

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

HIGHLAND CAPITAL MANAGEMENT, L.P.,¹

Reorganized Debtor.

)
) Chapter 11
)
) Case No. 19-34054-sgj11
)
)
)
)

**DECLARATION OF JOSHUA S. LEVY IN SUPPORT OF HIGHLAND CAPITAL
MANAGEMENT, L.P., HIGHLAND CLAIMANT TRUST, AND JAMES P. SEERY,
JR.'S JOINT MOTION TO EXCLUDE TESTIMONY AND DOCUMENTS OF
SCOTT VAN METER AND STEVE PULLY**

¹ Highland's last four digits of its taxpayer identification number are (8357). The headquarters and service address for Highland is 100 Crescent Court, Suite 1850, Dallas, TX 75201.

I, Joshua S. Levy, pursuant to 28 U.S.C. § 1746, under penalty of perjury, declare as follows:

1. I am counsel at the law firm of Willkie Farr & Gallagher LLP, counsel to James P. Seery Jr., the Chief Executive Officer of Highland Capital Management, L.P (“HCMLP”) the Claimant Trustee of the Trust in the above-referenced bankruptcy case. I submit this declaration (the “Declaration”) in support of *Highland Capital Management, L.P., Highland Claimant Trust* (the “Trust” and together with HCMLP, “Highland”), and *James P. Seery Jr. ’s Joint Motion to Exclude Testimony and Documents of Scott Van Meter and Steve Pully* being filed simultaneously with this Declaration by Highland and Mr. Seery. This Declaration is based on my personal knowledge and review of the documents listed below.
2. Attached as **Exhibit A** is a true and correct copy of the transcript of the hearing held in this matter on April 24, 2023.
3. Attached as **Exhibit B** is a true and correct copy of the transcript of the hearing held in this matter on May 26, 2023.
4. Attached as **Exhibit C** is a true and correct copy of an email exchange between Mark T. Stancil, Sawnie A. McEntire, and Roger L. McLeary, dated from June 1, 2023 to June 5, 2023.

Dated: June 7, 2023.

/s/ Joshua S. Levy
Joshua S. Levy